IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE K.BALAKRISHNAN NAIR

TUESDAY, THE 20TH FEBRUARY 2007 / 1ST PHALGUNA 1928

WP(C).No. 426 of 2007(A)

PETITIONER:
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1. **SANTHOSH KUMAR,**
   PERINGOTTU HOUSE, ELANKUNNAPUZHA,
   ERNAKULAM DISTRICT.

2. **V.K.SUJITH,**
   SUJITH VIHAR, KACHERIPADY ROAD,
   PALLURUTHY, KOCHI-6.

BY ADV. SRI.G.PRABHAKARAN.

RESPONDENT:

THE SECRETARY, REGIONAL TRANSPORT
AUTHORITY, ERNAKULAM.

BY GOVERNMENT PLEADER SMT. N. SUDHADEVI.

THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION ON 20/02/2007,THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

K.BALAKRISHNAN NAIR,J.

WP(C)NO.426 OF 2007-A

Judgment

The first petitioner is operating on the route Kumbalangi-Thoppumpadi-Fort Kochi on the strength of a regular permit granted in respect of his vehicle KL-9/K-6743. The second petitioner is operating on the very same route, on the strength of a regular permit granted to his stage carriage KL-7/J-8629. The time schedules of those vehicles are contained in Exts.P1 and P2 respectively. They have submitted Exts.P3 and P4 representations, praying that the time schedule of their services may be mutually changed. Thereafter, this Writ Petition is filed, praying for a direction to the respondent to consider and pass orders on those representations.

2. The respondent has filed a statement, in which it is submitted that the second petitioner has been recently granted a variation of his permit. While issuing the varied permit, there will be further modification of the time schedule contained in Ext.P2 and therefore, the mutual exchange of timings cannot be granted, it is submitted.

3. Heard. While issuing the varied permit to the second petitioner, the time schedule will have to be settled. While doing that, the respondent will take into account, Exts.P3 and P4 representations also, filed by the petitioners.

The Writ Petition is disposed of as above.

20.02.2007 **K.BALAKRISHNAN NAIR,JUDGE**

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